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May 30, 2012

The Honorable Jocelyn Boyd  
Chief Clerk of the Commission  
Public Service Commission of South Carolina  
Post Office Drawer 11649  
Columbia, South Carolina 29211

Re: Petition of the Office of Regulatory Staff for a Proceeding to Timely Review FCC  
Mandated Reductions to Intrastate Access Tariffs  
Docket No.: 2012-136-C

Dear Ms. Boyd:

Enclosed for filing is AT&T South Carolina's Notice of Filing in the above-referenced matter.

By copy of this letter, I am serving all parties of record with a copy of this pleading as indicated on the attached Certificate of Service.

Sincerely,

A handwritten signature in black ink that reads "Patrick W. Turner". The signature is written in a cursive, flowing style.

Patrick W. Turner

PWT/nml  
Enclosure  
cc: All Parties of Record  
1036134

BEFORE THE  
PUBLIC SERVICE COMMISSION  
OF SOUTH CAROLINA

Petition of the Office of Regulatory Staff for a	)	
Proceeding to Timely Review FCC Mandated	)	Docket No. 2012-136-C
Reductions to Intrastate Access Tariffs	)	
_____	)	

**AT&T SOUTH CAROLINA'S NOTICE OF FILING**

AT&T South Carolina respectfully submits for filing Attachment A, which is a copy of email strings reflecting communications with all parties of record regarding matters discussed during the Status Conference convened by the Hearing Officer on Friday, May 25, 2012.

Respectfully submitted on this 30th day of May, 2012.



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ATTORNEY FOR AT&T SOUTH  
CAROLINA

# ATTACHMENT A

## TURNER, PATRICK W (Legal)

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**From:** TURNER, PATRICK W (Legal)  
**Sent:** Tuesday, May 29, 2012 3:43 PM  
**To:** TURNER, PATRICK W (Legal); 'Butler, David'; 'Pratt, Douglas'  
**Cc:** 'shamm@richardsonplowden.com'; 'sellott@elliottlaw.us'; 'nsedwar@regstaff.sc.gov'; 'pfox@mcnair.net'; 'jbowen@mcnair.net'; 'jpringle@ellislawhorne.com'; 'jeanne.w.stockman@centurylink.com'; 'fellerbe@robinsonlaw.com'; 'jwessingerhill@rpcrlaw.com'; 'bshealy@robinsonlaw.com'; 'Gilbert, Zel Z'; COX, CINDY  
**Subject:** RE: 2012-136-C: Proposed Hearing Officer Directive and Proposed Protective Agreement

Mr. Butler and Mr. Pratt

The pdf's of the proposed attachments to the Hearing Officer Directive came out very light, so I am sending you links to better copies of the documents that comprise Attachment A and Attachment B to the proposed Hearing Officer Directive. The links are to the KY Commission's website containing the same documents, but in Kentucky they were labeled differently than in SC (what is A in South Carolina was B in Kentucky).

That said, the following link is to what is intended to be Attachment A to the SC Hearing Officer Directive (only the second page of which is needed, per the last paragraph of the original email in this string):

[http://psc.ky.gov/pscecf/2010-00398/12700\\_efs/05032012/BST\\_SUPP\\_COMMENTS\\_ATT\\_B\\_050312.PDF](http://psc.ky.gov/pscecf/2010-00398/12700_efs/05032012/BST_SUPP_COMMENTS_ATT_B_050312.PDF)

The following link is to what is intended to be Attachment B to the SC Hearing Officer Directive:

[http://psc.ky.gov/pscecf/2010-00398/12700\\_efs/05032012/BST\\_SUPP\\_COMMENTS\\_ATT\\_A\\_050312.pdf](http://psc.ky.gov/pscecf/2010-00398/12700_efs/05032012/BST_SUPP_COMMENTS_ATT_A_050312.pdf)

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**From:** TURNER, PATRICK W (Legal)  
**Sent:** Tuesday, May 29, 2012 12:34 PM  
**To:** 'Butler, David'; Pratt, Douglas  
**Cc:** 'shamm@richardsonplowden.com'; 'sellott@elliottlaw.us'; 'nsedwar@regstaff.sc.gov'; 'pfox@mcnair.net'; 'jbowen@mcnair.net'; 'jpringle@ellislawhorne.com'; 'jeanne.w.stockman@centurylink.com'; 'fellerbe@robinsonlaw.com'; 'jwessingerhill@rpcrlaw.com'; 'bshealy@robinsonlaw.com'; 'Gilbert, Zel Z'; COX, CINDY  
**Subject:** FW: 2012-136-C: Proposed Hearing Officer Directive and Proposed Protective Agreement

Mr. Butler and Mr. Pratt:

The email below contains for your consideration a Proposed Hearing Officer Directive, the attachments to the proposed Hearing Officer Directive (in pdf format), and a Proposed Protective Order in Docket No. 2012-136-C. The email, which was sent to representatives of all parties/intervenors in this Docket earlier this morning, also provides a brief explanation these proposed documents.

As of now, I have not received any concerns or suggestions in response to the email. If I receive any later today, I will notify you and all parties/intervenors by email.

Finally, I plan to file in the docket (likely late today or early tomorrow) a brief Notice that will contain this email string and its attachments.

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**From:** TURNER, PATRICK W (Legal)

**Sent:** Tuesday, May 29, 2012 10:37 AM

**To:** 'shamm@richardsonplowden.com'; 'sellott@elliottlaw.us'; 'nsedwar@regstaff.sc.gov'; pfox@mcnair.net; jbowen@mcnair.net; jpringle@ellislawhorne.com; 'jeanne.w.stockman@centurylink.com'; 'fellerbe@robinsonlaw.com'; 'jwessingerhill@rpcrlaw.com'; 'bshealy@robinsonlaw.com'; 'Gilbert, Zel Z'; COX, CINDY

**Subject:** 2012-136-C: Proposed Hearing Officer Directive and Proposed Protective Agreement

<< File: EAST-#1035893-v1-(Copy or Reference)-2012-136-C Draft Hearing Officer Directive.DOCX >> << File: EAST-#1029090-v1-(Copy or Reference)-2012-136-C proposed protective order in sc access tariff proceedings.DOCX >> << File: Scan 001.pdf >>

I've used the "Representatives" list on the Commission's website for this docket and my memory to attempt to include all the party representatives in attendance at Friday's Status conference, but if I missed anyone, please either let me know or forward this to them.

Per the discussions during Friday's Status Conference, attached are a draft Hearing Officer Directive (and its two attachments in pdf format) and a draft Protective Order for your consideration. Please use "reply all" to convey any concerns or suggestions to all parties as quickly as possible, as we need to get something to Mr. Butler around noon today in order for him to have time to consider it before he leaves this afternoon.

The draft protective order adds a new Paragraph 13 that John Bowen and Peg Fox have confirmed is acceptable to them and their clients. The new paragraph reads: "**13. Request for Additional Protection.** If a party believes information that is to be produced during this Proceeding should be afforded additional protection beyond that provided in this Order, the party may file a Petition seeking such additional protection. Any such Petition must describe the nature of the information at issue, explain why the information should be afforded additional protection, and specify with particularity the additional protection sought with regard to the information. A party filing such a Petition is not required to produce such information prior to a ruling on the Petition, and any party may seek such a ruling on an expedited basis."

The draft directive grants all petitions for intervention that have been filed to date, requires all carriers to use the FCC forms we discussed during the status conference (and provides additional time – until June 15 – for carries who have already filed tariffs to file and serve these attachments), and provides that July 3, 2012 is the effective date for all intrastate access tariff revisions filed in this proceeding.

Finally, AT&T agrees with John and Peg's point during the status conference that the only column in the first page of Attachment A to AT&T's motion that would be populated is Column C and that the information to populate that column is already available from the second page of

Attachment A. Accordingly, Attachment A to the proposed Hearing Officer Directive includes only the second page of what was Attachment A to AT&T's Motion.

**SOUTH CAROLINA PUBLIC SERVICE COMMISSION**

**HEARING OFFICER DIRECTIVE**

**DOCKET NO. 2012-136-C**

**MAY 25, 2012**

**Hearing Officer: David Butler**

**DOCKET DESCRIPTION:**

**Petition of the Office of Regulatory Staff for a Proceeding to Timely Review FCC Mandated Reductions to Intrastate Access Tariffs**

**MATTER UNDER CONSIDERATION:**

**AT&T South Carolina's Motion to Require Filing of Standardized Spreadsheets Supporting Tariff Filings. AT&T South Carolina's Motion for Protective Order. Petitions to Intervene filed to date (Sprint Communications Company, L.P.; South Carolina Cable Television Association; Competitive Carriers of the South, Incorporated; South Carolina Telephone Coalition ; United Telephone Company of the Carolinas d/b/a CenturyLink; BellSouth Telecommunications, LLC d/b/a AT&T South Carolina; Frontier Communications of the Carolinas, Incorporated).**

**HEARING OFFICER ACTION:**

**The Hearing Officer presided over a Status Conference on Friday, May 25, 2012 at 2 PM in the offices of the Public Service Commission of South Carolina to discuss the above referenced matters with the parties. Based on the Petitions and Motions referenced above, all responses thereto, and the discussion during the status conference:**

**All petitions for intervention that have been filed to date are granted;**

**All local exchange carriers are required to file completed copies of Attachments A and B to this Directive in support of the tariff revisions required by the Commission's Directive of April 11, 2012 and to serve copies of these attachments on all parties of record. Any local exchange carrier that has already filed such tariff revisions shall file and serve these attachments by June 15, 2012. All other local exchange carriers shall file and serve these attachments at the same time they file such tariff revisions. In light of the FCC's March 28, 2012 Interstate Annual Filing Scheduling Order, the effective date for all tariff revisions required by the Commission's Directive of April 11, 2012 shall be July 3, 2012.**

**The hearing officer will enter a protective order in this proceeding by separate cover.**

BEFORE THE  
PUBLIC SERVICE COMMISSION  
OF SOUTH CAROLINA

Petition of the Office of Regulatory Staff for a	)	
Proceeding to Timely Review FCC Mandated	)	Docket No. 2012-136-C
<u>Reductions to Intrastate Access Tariffs</u>	)	

**PROTECTIVE ORDER**

This matter comes before the Public Service Commission of South Carolina ("Commission") upon the Motion of AT&T South Carolina for a Protective Order. The Commission has determined that the Motion should be granted and hereby adopts the following Order.

Pursuant to Rule 26(c) of the South Carolina Rules of Civil Procedure and Regulation 103-854, and in order to facilitate the prompt resolution of disputes over confidentiality, to adequately protect material entitled to be kept confidential, and to ensure that the protection is afforded to material so entitled, the Public Service Commission of South Carolina ("Commission") hereby orders that:

1.     **Definition of Confidential Information.** The term "Confidential Information" refers to information in written, oral or other tangible or intangible forms which may include, but is not limited to, ideas, concepts, know-how, models, diagrams, flow charts, data, computer programs, marketing plans, business plans, customer information, and other technical, financial or business information, designated as "Confidential Information" by a producing party if the party believes in good faith that the material is confidential or proprietary and is entitled to protection from disclosure under any provision of South Carolina or Federal law and the material is furnished pursuant to discovery requests, depositions, or otherwise produced during the Proceeding, as that term is defined below. "Confidential Information" shall not include



information contained in the public files of any federal or state agency that is subject to disclosure under relevant South Carolina statutes nor shall it include information that, at the time it is provided through discovery or otherwise during the Proceeding or prior thereto, is or was public or that becomes public other than through disclosure in violation of this Order. Nor shall "Confidential Information" include information found by the South Carolina Public Service Commission or a court of competent jurisdiction not to merit the protection afforded Confidential Information under the terms of this Order.

2.     **Definition of Proceeding.** The term "Proceeding," for the purposes of this Protective Order, shall include Docket No. 2012-136-C (Petition of the Office of Regulatory Staff for a Proceeding to Timely Review FCC Mandated Reductions to Intrastate Access Tariffs) and any appeals thereof to a forum of competent jurisdiction.

3.     **Designation of Material as "Confidential Information."** Confidential written information shall be so indicated by clearly marking each page, or portion thereof, for which a Confidential Information designation is claimed with a marking such as "Confidential-Subject to Protective Order in South Carolina Docket No. 2012-136-C" or other markings that are reasonably calculated to alert custodians of the material to its confidential or proprietary nature.

4.     **Permissible Disclosure of Confidential Information.** No Confidential Information may be disclosed by the party to which it is disclosed in the Proceeding to any person except as provide in this Paragraph.

(A) Confidential Information provided pursuant to this Protective Order may be disclosed without prior written consent to the following persons, but only in prosecuting the Proceeding, and only to the extent necessary to assist in prosecuting the Proceeding:

(i) Counsel of record representing a party in the Proceeding and any legal support personnel (e.g., paralegals and clerical employees) acting at the direction of counsel.

(ii) Other employees, officers, or directors of a party, or consultants or experts retained by a party, who are not engaged in strategic or competitive decision making, including, but not limited to, the sale or marketing or pricing of any products or services on behalf of the receiving party. Individuals who become reviewing representatives under this paragraph agree that they will not use the Confidential Information made available in the Proceeding to engage or consult in the development, planning, marketing, procurement, manufacturing, pricing or selling of telecommunication services, equipment, software or other offerings, strategic or business planning, competitive assessment, and/or network planning, operations or procurement.

(iii) Court reporters, stenographers, or persons operating audio or video recording equipment at hearings or depositions.

(iv) Persons noticed for depositions or designated as witnesses, to the extent reasonably necessary in preparing to testify or for the purpose of examination in the Proceeding.

Persons obtaining access to Confidential Information under the provisions of this Paragraph 4(A) shall not disclose information designated as Confidential Information to any person who is not authorized under this Paragraph 4(A) to receive such information, and shall not use the information in any activity or function other than in prosecuting the Proceeding. Each individual who is provided access to Confidential Information must

receive a copy of this Order and sign, and have notarized, a statement affirmatively stating that the individual has reviewed this Protective Order and understands and agrees to be bound by the limitations it imposes on the signing party before being provided copies of any Confidential Information. The form of the notarized statement to be used is attached as Attachment A to this Order.

(B) Confidential information may be disclosed to any other person only with the prior written consent of the party that designated the document or other non-written information as “Confidential Information” or upon Order of the Commission.

5. **Declassification.** A party may apply to the Commission for a ruling that documents, categories of documents, deposition transcripts or other non-written information, stamped or designated as Confidential Information, are not entitled to such status and protection. The party or other person that designated the document or other non-written information as Confidential Information shall be given notice of the application and an opportunity to respond.

6. **Confidential Information Offered in Evidence or Filed in the Record.** Subject to paragraph 5, Confidential Information may be offered into evidence or in the record made by the parties and submitted to the Commission in the Proceeding provided that the submission is done in camera or under seal, as applicable. If Confidential Information will be the subject of any cross-examination questions by a party or otherwise made a part of the record in the Proceeding, the cross-examining party or party desiring to offer the information into the record shall provide advance notice, either verbally or in writing, to the party who provided the Confidential Information and allow the providing party a reasonable time to ask the Commission to impose protective measures to preserve the confidentiality of the Confidential Information.

7. **Subpoena by Courts or Other Agencies.** If a court or administrative agency subpoenas or orders production of Confidential Information which a party has obtained under the terms of this Protective Order, such party shall promptly (within three (3) business days) notify the party (or other person who designated the document or non-written information as confidential) of the pendency of such subpoena or order to allow that party or other person time to object to that production or seek a protective order. A party that provides the notice required by this paragraph 7 is no longer subject to this Protective Order with regard to any Confidential Information that is the subject of any such subpoena or order.

8. **Client Consultation.** Nothing in this Protective Order shall prevent or otherwise restrict counsel from rendering advice to their clients and, in the course thereof, relying generally on examination of Confidential Information provided, however, that in rendering such advice and otherwise communicating with such client, counsel shall not make specific disclosure or reference to any Confidential Information except under the procedures in paragraph 4 above.

9. **Use.** Persons obtaining access to Confidential Information under this Protective Order shall use the information only for preparation of and the conduct of litigation in the Proceeding and any related appeals or review proceedings, and shall not use such information for any other purpose, including business or commercial purposes, or governmental or other administrative or judicial proceedings.

10. **Non-Termination.** The obligations of the parties with respect to Confidential Information received pursuant to this Protective Order shall survive and continue after any expiration or termination of the Proceeding.

11. **Preservation of Rights.** Nothing in this Protective Order shall prevent any party from objecting to discovery or challenging the admissibility of any and all information and data that it believes to be otherwise improper.

12. **Responsibilities of the Parties.** The parties are responsible for employing reasonable measures to control, consistent with this Protective Order, duplication of, access to, and distribution of Confidential Information. A receiving party shall protect such Confidential Information by using the same degree of care (which shall be no less than reasonable care) to prevent its unauthorized disclosure as the receiving party exercises in the protection of its own confidential information.

13. **Request for Additional Protection.** If a party believes information that is to be produced during this Proceeding should be afforded additional protection beyond that provided in this Order, the party may file a Petition seeking such additional protection. Any such Petition must describe the nature of the information at issue, explain why the information should be afforded additional protection, and specify with particularity the additional protection sought with regard to the information. A party filing such a Petition is not required to produce such information prior to a ruling on the Petition, and any party may seek such a ruling on an expedited basis.

14. **Enforcement.** A party shall be entitled to seek enforcement of (or other appropriate relief, including sanctions, pertaining to) this Protective Order before the Commission, or any other authority having competent jurisdiction, for any breach or threatened breach of this Protective Order. This Protective Order shall control the production and disclosure of all materials deemed "Confidential Information."

154. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE HEARING OFFICER:

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F. David Butler

May 29, 2012  
Columbia, South Carolina

STATE OF \_\_\_\_\_

COUNTY OF \_\_\_\_\_

**CERTIFICATE OF AUTHORIZED REVIEWING REPRESENTATIVE**

BEFORE ME, the undersigned authority, duly Commissioned and qualified in and for the State and County aforesaid, personally came and appeared \_\_\_\_\_ (insert name), who, being by me first duly sworn, deposed and said as follows:

I understand that the Confidential Protected Materials that will be provided to me in the Proceeding are being provided pursuant to the terms and restrictions of the Protective Order in South Carolina Public Service Commission Docket No. 2011-304-C, that I have been given a copy of and have read the Protective Order, and that I agree to be bound by it. I understand that the contents of "Confidential Information," and any notes, memoranda, or any other form of information regarding or derived from Confidential Information shall not be disclosed to anyone other than in accordance with the Protective Order and shall be used only for the purposes of the Proceedings as set forth in the Protective Order.

Signature:

\_\_\_\_\_  
Date of Execution: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Company: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Requesting Party: \_\_\_\_\_

SWORN TO SUBSCRIBED BEFORE ME on this \_\_\_\_ day of \_\_\_\_\_, 2012.


# ATTACHMENT A



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# ATTACHMENT B





## TURNER, PATRICK W (Legal)

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**From:** Fox, Peg [PFox@mcnair.net]  
**Sent:** Tuesday, May 29, 2012 2:54 PM  
**To:** 'Frank R. Ellerbe III'; TURNER, PATRICK W (Legal); 'Butler, David'; Pratt, Douglas  
**Cc:** shamm@richardsonplowden.com; selliott@elliottlaw.us; nsedwar@regstaff.sc.gov; Bowen, John; jpringle@ellislawhorne.com; jeanne.w.stockman@centurylink.com; jwessingerhill@rpcrlaw.com; Bonnie D. Shealy; Gilbert, Zel Z; COX, CINDY  
**Subject:** RE: 2012-136-C: Proposed Hearing Officer Directive and Proposed Protective Agreement

The South Carolina Telephone Coalition is fine with it as well.

Peg



Margaret M. Fox  
Special Counsel  
pfox@mcnair.net

McNair Law Firm, P.A.  
**Columbia Office** 1221 Main Street | Suite 1800 | Columbia, SC 29201  
803 799 9800 Main | 803 933 1515 Fax  
**Mailing** Post Office Box 11390 | Columbia, SC 29211  
**VCard** | **Bio URL** | **Web site**

-----Original Message-----

**From:** Frank R. Ellerbe III [mailto:fellerbe@robinsonlaw.com]  
**Sent:** Tuesday, May 29, 2012 2:46 PM  
**To:** TURNER, PATRICK W (Legal); 'Butler, David'; Pratt, Douglas  
**Cc:** shamm@richardsonplowden.com; selliott@elliottlaw.us; nsedwar@regstaff.sc.gov; Fox, Peg; Bowen, John; jpringle@ellislawhorne.com; jeanne.w.stockman@centurylink.com; jwessingerhill@rpcrlaw.com; Bonnie D. Shealy; Gilbert, Zel Z; COX, CINDY  
**Subject:** RE: 2012-136-C: Proposed Hearing Officer Directive and Proposed Protective Agreement

David:

The SC Cable Association is in agreement with the AT&T proposals as modified by your suggested change.

Frank R. Ellerbe, III  
Robinson, McFadden  
1901 Main Street, Suite 1200  
P.O. Box 944  
Columbia, S.C. 29202  
Ph. 803.227.1112  
Fax 803.744.1556  
fellerbe@robinsonlaw.com

-----Original Message-----

**From:** TURNER, PATRICK W (Legal) [mailto:pt1285@att.com]

Sent: Tuesday, May 29, 2012 2:33 PM  
To: 'Butler, David'; Pratt, Douglas  
Cc: shamm@richardsonplowden.com; selliott@elliottlaw.us; nsedwar@regstaff.sc.gov; pfox@mcnair.net; jbowen@mcnair.net; jpringle@ellislawhorne.com; jeanne.w.stockman@centurylink.com; Frank R. Ellerbe III; jwessingerhill@rpcrlaw.com; Bonnie D. Shealy; Gilbert, Zel Z; COX, CINDY  
Subject: RE: 2012-136-C: Proposed Hearing Officer Directive and Proposed Protective Agreement

AT&T is fine with the approach set out below.

-----Original Message-----

From: Butler, David [mailto:David.Butler@psc.sc.gov]  
Sent: Tuesday, May 29, 2012 2:31 PM  
To: TURNER, PATRICK W (Legal); Pratt, Douglas  
Cc: shamm@richardsonplowden.com; selliott@elliottlaw.us; nsedwar@regstaff.sc.gov; pfox@mcnair.net; jbowen@mcnair.net; jpringle@ellislawhorne.com; jeanne.w.stockman@centurylink.com; fellerbe@robinsonlaw.com; jwessingerhill@rpcrlaw.com; bshealy@robinsonlaw.com; Gilbert, Zel Z; COX, CINDY  
Subject: RE: 2012-136-C: Proposed Hearing Officer Directive and Proposed Protective Agreement

Folks: I have one question about the proposed Hearing Officer directive. There is a section that grants all Petitions to Intervene. Typically, the Commission does not specifically grant Petitions to Intervene unless someone has opposed one, and the Commission decides in favor of the Intervenor. Normally, an Intervenor just gets a letter of acknowledgement from the Commission. Consequently, I am thinking that we don't need that section of the directive, unless someone has a specific reason for it. I am open to input on the subject, however.

Thanks,

David Butler  
Hearing Officer

-----Original Message-----

From: TURNER, PATRICK W (Legal) [mailto:pt1285@att.com]  
Sent: Tuesday, May 29, 2012 12:34 PM  
To: Butler, David; Pratt, Douglas  
Cc: 'shamm@richardsonplowden.com'; 'sellott@elliottlaw.us'; 'nsedwar@regstaff.sc.gov'; 'pfox@mcnair.net'; 'jbowen@mcnair.net'; 'jpringle@ellislawhorne.com'; 'jeanne.w.stockman@centurylink.com'; 'fellerbe@robinsonlaw.com'; 'jwessingerhill@rpcrlaw.com'; 'bshealy@robinsonlaw.com'; 'Gilbert, Zel Z'; COX, CINDY  
Subject: FW: 2012-136-C: Proposed Hearing Officer Directive and Proposed Protective Agreement

Mr. Butler and Mr. Pratt:

The email below contains for your consideration a Proposed Hearing Officer Directive, the attachments to the proposed Hearing Officer Directive (in pdf format), and a Proposed Protective Order in Docket No. 2012-136-C. The email, which was sent to representatives of all parties/intervenors in this Docket earlier this morning, also provides a brief explanation these proposed documents.

As of now, I have not received any concerns or suggestions in

response to the email. If I receive any later today, I will notify you and all parties/intervenors by email.

Finally, I plan to file in the docket (likely late today or early tomorrow) a brief Notice that will contain this email string and its attachments.

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From: TURNER, PATRICK W (Legal)  
Sent: Tuesday, May 29, 2012 10:37 AM  
To: 'shamm@richardsonplowden.com'; 'selliot@elliottlaw.us';  
'nsedwar@regstaff.sc.gov'; pfox@mcnair.net; jbowen@mcnair.net;  
jpringle@ellislawhorne.com; 'jeanne.w.stockman@centurylink.com';  
'fellerbe@robinsonlaw.com'; 'jwessingerhill@rpcrlaw.com';  
'bshealy@robinsonlaw.com'; 'Gilbert, Zel Z'; COX, CINDY  
Subject: 2012-136-C: Proposed Hearing Officer Directive and Proposed Protective Agreement

I've used the "Representatives" list on the Commission's website for this docket and my memory to attempt to include all the party representatives in attendance at Friday's Status conference, but if I missed anyone, please either let me know or forward this to them.

Per the discussions during Friday's Status Conference, attached are a draft Hearing Officer Directive (and its two attachments in pdf format) and a draft Protective Order for your consideration. Please use "reply all" to convey any concerns or suggestions to all parties as quickly as possible, as we need to get something to Mr. Butler around noon today in order for him to have time to consider it before he leaves this afternoon.

The draft protective order adds a new Paragraph 13 that John Bowen and Peg Fox have confirmed is acceptable to them and their clients. The new paragraph reads: "13. Request for Additional Protection. If a party believes information that is to be produced during this Proceeding should be afforded additional protection beyond that provided in this Order, the party may file a Petition seeking such additional protection. Any such Petition must describe the nature of the information at issue, explain why the information should be afforded additional protection, and specify with particularity the additional protection sought with regard to the information. A party filing such a Petition is not required to produce such information prior to a ruling on the Petition, and any party may seek such a ruling on an expedited basis."

The draft directive grants all petitions for intervention that have been filed to date, requires all carriers to use the FCC forms we discussed during the status conference (and provides additional time - until June 15 - for carries who have already filed tariffs to file and serve these attachments), and provides that July 3, 2012 is the effective date for all intrastate access tariff revisions filed in this proceeding.

Finally, AT&T agrees with John and Peg's point during the status conference that the only column in the first page of Attachment A to

AT&T's motion that would be populated is Column C and that the information to populate that column is already available from the second page of Attachment A. Accordingly, Attachment A to the proposed Hearing Officer Directive includes only the second page of what was Attachment A to AT&T's Motion.

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